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**To:**

Examiner Kambiz Zand

**FROM:**

Thomas L. Evans

**COMPANY:**

U.S.P.T.O.

**DATE:**

October 11, 2005

**FAX NUMBER:**

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**RE:**

U.S. Serial No. 09/783,146

**OUR REFERENCE NO.:**

005313.00003

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**NAME:** Lesa Wolman

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PATENTAtty. Docket No.  
005313.00003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Marc VAN HEYNINGEN, et al.

Examiner: Kambiz Zand

U.S. Pat. App. No.: 09/783,1467

Group Art Unit: 2132

Filed: February 13, 2001

For: METHOD AND APPARATUS FOR PROVIDING SECURE STREAMING DATA  
TRANSMISSION FACILITIES USING UNRELIABLE PROTOCOLSSUPPLEMENTAL INFORMATION DISCLOSURE STATEMENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to his duty of disclosure under 37 C.F.R. §1.56, Applicants bring the documents listed in the attached PTO-1449 form to the attention of the Examiner in the above-identified patent application.

In accordance with the Notice published in the Official Gazette of August 5, 2003, Applicants have not provided copies of the U.S. patents listed in the attached PTO-1449. A copy of the listed non-patent literature, however, is attached hereto.

The listed documents were cited in the Supplementary European Search Report in a corresponding application, August 1, 2005, a copy of which is also attached. The Supplementary European Search Report is in English. Therefore, Applicants respectfully urge that no further comment is necessary in accordance with 37 C.F.R. §1.98(a)(3). Applicants respectfully point out, however, that the Supplementary European Search Report classifies one (1) of the

U.S. Pat. App. No.: 09/783,146  
Atty. Docket No.: 005313.00003

documents in category Y, two (2) of the documents in category X, and one (1) of the documents in category A.

A first Official Action issued for this application on December 15, 2004. Accordingly, Applicants are concurrently submitting a Statement Under 37 C.F.R. §1.97(e)(1). It is therefore respectfully urged that no fees are due for the submission and consideration of this Supplemental Information Disclosure Statement. Further, Applicants submit that this Supplemental Information Disclosure Statement is being timely presented in accordance with 37 C.F.R. §1.97(b).

While Applicants are presenting the documents listed in the attached PTO-1449 form, Applicants do not waive any right to take appropriate action to establish patentability over the listed documents should one or more of these documents be applied as a reference against any claim in this application.

Applicants respectfully ask that the documents listed on the attached PTO-1449 form be considered by the Examiner and made officially of record, and that a listing of the same appear on the face of any patent which may issue from this application.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By: Thomas L. Evans  
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PATENT

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Marc VAN HEYNINGEN, et al.

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Filed: February 13, 2001

For: METHOD AND APPARATUS FOR PROVIDING SECURE STREAMING DATA  
TRANSMISSION FACILITIES USING UNRELIABLE PROTOCOLSSTATEMENT UNDER 37 C.F.R. §1.97(e)(1)Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §1.97(e)(1), Applicants hereby states that each item of information contained in the attached Supplemental Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the attached Supplemental Information Disclosure Statement.

Consideration and entry of this Statement are respectfully requested.

Respectfully submitted,

BANNER &amp; WITCOFF, LTD.

By:



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October 11, 2005

PTO/SB/08a (08-03)

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Substitute for Form 1448A/PTO		Complete If Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	09/783,146
(Use as many sheets as necessary)		Filing Date	02-13-01
		First Named Inventor	Heyningen et al.
		Art Unit	2132
		Examiner Name	Kamblz Zand
Sheet	1	of	1
		Attorney Docket Number	05313.00003

U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US- 5,583,940	12-10-96	Vidrascu et al.	
		US- 5,657,390	08-12-97	Elgamal et al.	
		US- 6,070,245	05-30-2000	Murphy, Jr. et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>2</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (In CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		DAVID A. MCGREW, DACID ORAN, CISCO SYSTEMS ET AL. "The Secure Real Time Protocol." November 2000. Cisco Systems IETF Standard-Working-Draft, Internet Engineering Task Force, CH XPO15032291, ISSN: 000-0004.	
		Supplementary European Search Report in corresponding European Patent Office application, number EP 02 71 4859, mailed August 1, 2005	

<b>Examiner Signature</b>		<b>Date Considered</b>	
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**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.